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Illinois Bell Telephone Company)
)
Petition Requesting Confidential Treatment)
of Certain Portions of its Alternative Regulation)
Plan Annual Report)

CHIEF CLERK'S OFFICE
Docket No. 06-

06-0272

PETITION

Illinois Bell Telephone Company ("AT&T Illinois" or "the Company"), hereby requests that the Commission enter an order protecting certain portions of its 2005 Alternative Regulation Plan Annual Report from disclosure. In support of this request, AT&T Illinois states as follows:

1. Pursuant to the Commission's Orders in Docket Nos. 92-0448/93-0239 and 98-0252/98-0335/00-0764, which established and renewed the Alternative Regulation Plan ("Plan") respectively, AT&T Illinois is required to file an Annual Report each year, providing information relative to the operation of the Plan during the preceding year. The information that AT&T Illinois must submit is specified in those Commission Orders.

2. Contemporaneously with the filing of this Petition, AT&T Illinois is separately filing its 2005 Plan Annual Report with the Clerk of the ICC. The Annual Report consists of 14 exhibits. One of these exhibits contain proprietary information, and proprietary treatment for this exhibit is requested in the Transmittal Letter from James Deignan dated April 3, 2006 accompanying the Annual Report. This Petition requests a Commission Order confirming such treatment for the proprietary portions of the 2005 Annual Report.

3. Exhibit K (the Aggregate Revenue Test) demonstrates compliance with Section 13-507 of the Act. It contains detailed service cost information on services classified as both competitive and noncompetitive. Competitive Local Exchange Carriers ("CLECs") and

Interexchange Carriers ("IXCs") are active in AT&T Illinois' service territory and compete across a wide range of AT&T Illinois' products and services, irrespective of their classification as competitive or noncompetitive. Such cost information would be of significant value to AT&T Illinois' competitors when pricing their services. AT&T Illinois would be competitively harmed if this information were made available to its competitors or were otherwise made public.

4. Section 5-109 of the Public Utilities Act states, in relevant part, that all reports made to the Commission shall be open to public inspection "unless otherwise ordered by the Commission." Section 7(g) of the Illinois Freedom of Information Act (5 ILCS 140/7) exempts from public disclosure "[t]rade secrets and commercial or financial information obtained from a person or business where the trade secrets or information are proprietary, privileged or confidential, or where disclosure of the trade secrets or information may cause competitive harm..." This exhibit in AT&T Illinois' Plan Annual Report falls within this exemption. AT&T Illinois requests that this document be protected against public disclosure for a period of at least five years.


5. Furthermore, under Section 4-404 of the Public Utilities Act, the Commission is required to provide adequate protection of confidential information. This is a statutory mandate that supersedes any right of public access under Section 5-109.

6. The Commission has previously accorded proprietary treatment to the Aggregate Revenue Test submitted in the Plan Annual Reports filed by AT&T Illinois. *See, e.g.,* Order in Docket 05-0231, issued June 29, 2005; Order in Docket 04-0310, issued February 24, 2005; Order in Docket 03-0230, issued June 18, 2003. AT&T Illinois requests that the Commission make the same findings and rulings in response to this Petition that it made in these previous

dockets.

WHEREFORE, AT&T Illinois requests that the Commission enter, without hearing, an Order allowing the confidential and proprietary treatment of Exhibit K in its Plan Annual Report for the year ended 2005 for a period of not less than five years, consistent with the terms of the Orders in Docket 05-0231, Docket 04-0310 and Docket 03-0230.

Respectfully submitted,
ILLINOIS BELL TELEPHONE COMPANY

By: 
One of Its Attorneys


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VERIFICATION

I, Louise A. Sunderland, on oath, state that I am one of the attorneys for AT&T Illinois, that I have reviewed the forgoing **PETITION**, and that, to the best of my knowledge, information and belief, the statements contained therein are true and correct.


Louise A. Sunderland

Subscribed and sworn to before
me this 3rd day of April, 2006


Notary Public, State of Illinois

